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In re Application of

**L. VERTESY, et al.**

Examiner: OH, Taylor V.

Application No.: **10/608,466**Art Unit: **1625**Filed: **June 27, 2003**

TELEFAX CERTIFICATE

Title: **Polycarboxylic Acid Derivatives,  
Processes for Preparing Them and Their  
Use**I hereby certify that this correspondence is  
being transmitted via facsimile to the  
Commissioner for Patents, Alexandria, VA  
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Sir:

**DEPOSIT DECLARATION UNDER 37 C.F.R. § 1.801 et seq.**

I, the undersigned, do hereby declare:

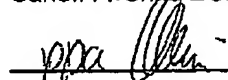
1. I am a citizen of Germany.
2. The above-identified patent application has been assigned to Aventis Pharma Deutschland GmbH.
3. Sanofi-Aventis Deutschland GmbH is the legal successor of Aventis Pharma Deutschland GmbH by virtue of a change of name with effect of September 1, 2005.
4. I am authorized to act on behalf of Sanofi-Aventis Deutschland GmbH.
5. On information and belief, an isolate of microorganism Actinomycetales sp., ST101161 (DSM 14865) was deposited on March 11, 2002, at the Deutsche Sammlung von Mikroorganismen und Zellkulturen GmbH (DSMZ), Mascheroder

Weg 1b, D-38124 Braunschweig, Germany, under the provisions of the Budapest Treaty.

6. On information and belief, and as indicated in Form DSMZ-BP/4, from DSMZ, Actinomycetales sp., ST101161 has been assigned the Patent Collection accession number No. DSM 14865.
7. On information and belief, the DSMZ has acquired the status of International Depository Authority within the meaning of the Budapest Treaty on the International Recognition on the Deposit of Microorganisms for the Purposes of the Patent Procedure.
8. On information and belief, all restrictions on the availability to the public of the deposited culture Patent Collection accession number DSM 14865 will be irrevocably removed no later than the granting of a U.S. Patent from the above-identified application.
9. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title of 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued there from.

for and on behalf on

Sanofi-Aventis Deutschland GmbH



Dr. Elmar-Michael Wein  
Director  
Patent Dep.



Dr. Frank Sieber  
Patent Manager  
Patent Dep.

Date:

26.9.2005 26.9.2005

Encl.: Receipt of deposit of microorganism DSM 14865 issued by DSMZ (Form DSMZ-BP/4) dated March 11, 2002 (1 page)